

From: [Werner, Robert](#)
To: [Kerry Haliburton](#)
Cc: [Salinas, Amy](#); [Johnson, Lydia](#)
Subject: CES Environmental Services, Inc.- Houston (A6JP) -- RE: CES Environmental Services, Inc. site
Date: Tuesday, September 15, 2015 2:50:03 PM
Attachments: [GNL - Packless Metal Hose, Inc., AKA Packless Industries, 2015-07-02, Date GNL mailed to PRP \(SDMS #500009139\).pdf](#)
[GNL - Packless Metal Hose, Inc., 2015-08-25, Response requesting addl. info from Naman Howell Smith & Lee, PLLC representing Packless \(SDMS # 500012939\).pdf](#)

RE:Our phone conversation on this matter earlier today.

Kerry,

Karen Walters (440.347.5028) is Lubrizol's contact person for parties that are interested in joining with Lubrizol as a PRP group to resolve issues at the CES site.

As requested, I've attached a pdf copy of the General Notice Letter (GNL) dated July 2, 2015, that the Environmental Protection Agency (EPA) sent to your client.

Enclosure 2 of the GNL contains copies of five documents the EPA used to identify your client as a potentially responsible party (PRP) for this Site. There could be additional documents that pertain to your client in the more than 350,000 documents the EPA obtained from CES Environmental Services, Inc. (CES). Your client can search through the all of CES documents via <https://foiaonline.regulations.gov>, click on the "Search FOA Request" tab, and then search for "EPA-R6-2015-005289."

Enclosure 3 of the GNL lists the names of all PRPs the EPA identified as of July 2, 2015, as PRPs for this Site.

Please be advised your letter dated August 25, 2015 (copy attached), does not constitute a written response from your client. If you respond for your client, your written response must identify your client's intent to, or not to, enter into settlement negotiations with the EPA concerning this matter. In your letter you merely stated, "Please forward to the undersigned (1) all records, information, or other evidence upon which EPA based its allegations in the General Notice that the Company is a PRP and (2) any volumetric ranking information available to EPA for the CES Site. Once received, the Company will review the information as soon as possible to determine its willingness to enter into settlement negotiations."

Based upon information in the preceding paragraph, a one-time 30-day extension of time has been granted for your client to submit its response to the GNL. The GNL was delivered to your client's registered agent on Respondents on July 6, 2015. Therefore, October 4, 2015, is your client's new due date for its response to the EPA. Should you have any questions, please contact Ms. Amy Salinas, Assistant Regional Counsel, at (214) 665-8063 or www.salinas.amy@epa.gov.

Thank you for your attention to this matter.

Bob Werner
Enforcement Officer
USEPA
214.665.6724

Bob Werner
214.665.6724

-----Original Message-----

From: Kerry Haliburton [<mailto:Haliburton@namanhowell.com>]

Sent: Tuesday, September 15, 2015 10:29 AM

To: Werner, Robert

Cc: Kerry Haliburton

Subject: CES Environmental Services, Inc. site

Bob, As we discussed this morning, my firm represents Packless Metal Hose, Inc. Please forward to me the notice letter information we discussed as well as the contact information for the party negotiating the cleanup with TCEQ. Thanks very much. Kerry Haliburton (254)755-4100

Sent from my iPad

Important/Confidential: This communication and any files or documents attached to it are intended only for the use of the person or entity to which it is addressed. It contains information that may be privileged, confidential and exempt from disclosure under applicable law. If you are the intended recipient, please be aware that forwarding this message to others may result in a waiver of these privileges. If you are not the intended recipient of this communication, you are hereby notified that the copying, distribution or other use of this communication is strictly prohibited. If you have received this communication by mistake, please notify the sender immediately by electronic mail and destroy all forms of this communication (electronic or paper). Thank you.